IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl.Misc.No.76593-M of 2006

DATE OF DECISION: FEBRUARY 9, 2007

Manjit Kaur and another

...PETITIONERS

VERSUS

State of Punjab

...RESPONDENT

CORAM: HON'BLE MR.JUSTICE SATISH KUMAR MITTAL

Present: Mr.Ajay Saini, Advocate
for Mr.L.S.Goraya, Advocate,
for the petitioners.
Mr.N.S.Gill, AAG, Punjab.
Mr.S.S.Tiwana, Advocate
for Mr.G.P.S.Bal, Advocate,
for the complainant.

...

The petitioners apprehending their arrest in a non-bailable offence in case FIR No.138 dated 4.10.2006 registered under Sections 447/324/323/326/148/149 IPC at Police Station Quadian, District Gurdaspur, have filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail.

While issuing notice of motion on December 7, 2006, the arrest of the petitioners was stayed subject to their joining the investigation.

I have heard the counsel for the parties and gone through the contents of the FIR.

Counsel for the petitioners contends that the petitioners are married women and have been falsely implicated in the aforesaid case. As per the version in the FIR, petitioner No.1 is alleged to have given a dang blow on the left thigh of the complainant and petitioner No.2 is stated to have raised a lalkara. The injury attributed to petitioner No.1 is simple in nature.

Counsel for the petitioners further contends that in terms of the interim order dated December 7, 2006, the petitioners have joined the

investigation. This fact has not been disputed by the State counsel and he further on instructions from HC Mehnga Singh states that the petitioners are no more required for further investigation. Counsel for the complainant also could not dispute the aforesaid factual position.

In view of the above, the interim order dated December 7, 2006 is made absolute on the same terms and conditions.

Disposed of accordingly.

February 9, 2007 (SATISH KUMAR MITTAL)
vkg JUDGE